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## January 21, 2009 MCA-MDT Technical Committee Meeting Minutes

Kevin Christensen opened the meeting with introductions. An attendance sheet was passed for signature. Members at remote sites were signed in by MDT. Aaron Golik of Century Paving announced that he has been appointed as MCA's chairman.

### **MDT NEW BUSINESS**

**1. New Specification Revisions.** MDT announced that 6 specification topics (with multi-subsections included) and one standard special provision were sent out for review on January 20, 2009. Because the specs were distributed later in the month than usual, MDT commented they could grant MCA additional time for review if requested. MDT briefly explained each proposed specification change. MDT requested that MCA submit comments on the below specifications by the end January.

#### Standard Specifications

108.10.2 Payment, 109.05 Deleted or Terminated Work (Combined)  
207.03.6 Foundation Preparation, 603.05 Basis of Payment (Combined)  
304.03.1 (C) Aggregate and 701.02.9 Aggregate for CTB (Combined)  
610 Roadside Revegetation (Multiple sections)  
623 Mailboxes (Multiple Sections)  
701.02.1 General Requirements.

#### Standard Special Provisions

\*Structure Tolerances

\*This item will be under review for the month of February

**2. Mass Diagram – Dirt Runs.** MDT stated that earthwork “.log” and “.txt” files are available through Contract Plans. The .txt file is a columnar file with stations and earthwork volumes that are computed from the roadway cross sections. The contractor can edit the .txt file but they cannot edit the .log file. Therefore, if the contractor wants to do their own mass, they can edit the .txt file and won't have to type all of the stations and volumes in manually. The files are available on the MDT web site.

### **OLD BUSINESS ISSUES**

**1. Public Works Contracts – Subsection 102.17.** MCA asked that MDT better define the intent of Supplemental Specification 102.17, Public Works Contracts. MDT stated that the supplemental was added through the recommendation of legal, to clarify that MDT projects are not “sales” as defined in the Uniform Commercial Code (UCC). A contractor stated that they cite the UCC in their purchases of materials. MDT agreed to have legal review the specification and determine its impact on contractor purchases.

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**2. Fuel Price Adjustment.** MCA requested that MDT increase the number of items and define the time frame required to submit a fuel price adjustment request. MCA stated that the ten item maximum is insufficient for larger jobs. MDT agreed to further evaluate this issue and hopefully have a proposal by the next MCA meeting in February.

**3. Epoxy Striping Time Requirements.** MCA had no further comments regarding the 30 to 45 day window for application of epoxy after seal coat. This item will be removed from next month's agenda.

### **MCA NEW BUSINESS**

**1. Differing Site Conditions – Subsection 104.02.** MCA claimed that if differing site conditions are encountered causing extra work or a reduction in work, they should be able to readjust the profit of the unit bid price. The intent of the specification is not to exclude profit. It is to exclude anticipated profit for work not performed. MDT agreed to consider new language in the specification concerning anticipated profit.

**2. Bid Documents.** MCA stated that there is confusion on the bid documentation checklist with internal cost coding. MDT stated that this wording is on the checklist to insure that the contractor clearly defines each bid item and not use personal internal cost coding such as numbers with no explanation. MDT agreed to look at rewording this section.

**3. Bid Documentation.** MCA stated that they plan to introduce a bill to legislation which protects bid documentation from becoming public information. MCA requested MDT write a memo to MCA detailing the current bid documentation process.

**4. Maintenance Funds.** MCA questioned a large transfer of funds from Construction to maintenance. MDT stated that maintenance will administer state funded projects which will go out for bid. MDT agreed to further investigate this issue and suggested to make this a topic on next month's agenda.

*The next meeting is scheduled for February 18, 2009, at 10:00 AM in the Commission Room at MDT Headquarters.*